

ESTTA Tracking number: **ESTTA563238**

Filing date: **10/04/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92050207
Party	Plaintiff Michael J. Peter
Correspondence Address	DANIEL S POLLEY DANIEL S POLLEY PA 7251 WEST PALMETTO PARK ROAD , SUITE 202 BOCA RATON, FL 33433 UNITED STATES dan@danpolley.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Daniel S. Polley
Filer's e-mail	dan@danpolley.com
Signature	/Daniel S. Polley/
Date	10/04/2013
Attachments	MotionforExtensionofTime-3rd.pdf(10705 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Registration No. 2,783,766
For the Mark: SG and Design
Registration Date: November 18, 2003

MICHAEL J. PETER,)	
)	Cancellation No. 92050207
Petitioner,)	
v.)	
)	
SUICIDE GIRLS, INC.)	
)	
Registrant.)	
_____)	

**PETITIONER’S MOTION FOR 180 DAY EXTENSION OF ALL DEADLINES
WITH CONSENT**

Petitioner, Michael J. Peter, (“Petitioner”), by and through the undersigned counsel, hereby requests an extension of all deadlines for an additional 180 days from today’s date, to permit the parties to continue to negotiate their co-existence agreement.

Since the Board’s September 9, 2013 Order, the Parties have further revised the co-existence agreement. On October 2, 2013, Registrant’s counsel forwarded to Petitioner’s counsel a further revised co-existence agreement (“Agreement”).

For the most part, the October 2, 2013 Agreement resolves the issue mentioned in Paragraph 12 of Petitioner’s April 26, 2013 Response to the Board. However, new issues in the Agreement were raised by Registrant’s counsel. The new issues are not considered to be significant, but nonetheless, additional time is needed to resolves these new issues.

Additionally, 180 days is requested for the Extension, in order to allow Petitioner to submit the co-existence agreement, once finalized and signed, to the Examining

Attorney assigned to Petitioner's 77/498,645 application. If the agreement is acceptable to the Examining Attorney for withdrawing the citation of Registrant's registration as a 2(d) citation against Petitioner's above-noted application, the instant cancellation proceeding will be dismissed by Petitioner.

With the requested extension, the current deadlines would be revised to the following:

Plaintiff's Pretrial Disclosures: 4/4/2014

Plaintiff's 30-day Trial Period Ends: 5/18/2014

Defendant's Pretrial Disclosures: 6/3/2014

Defendant's 30-day Trial Period Ends: 7/17/2014

Plaintiff's Rebuttal Disclosures: 8/1/2014

Plaintiff's 15-day Rebuttal Period Ends: 9/3/2014

Petitioner has received Registrant's consent for filing for an extension.

WHEREFORE, Applicant respectfully requests that the Board grant this Motion for Extension, thus, revising the remaining deadlines as indicated above.

Respectfully submitted,

Attorneys for Petitioner

/Daniel S. Polley/

Daniel S. Polley, Reg. No. 34,902

DANIEL S. POLLEY, P.A.

7251 West Palmetto Park Road

Suite 202

Boca Raton, Florida 33433

Telephone: (561) 347-5955

Fax: (561) 807-5987

E-mail: dan@danpolley.com

CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of October, 2013, a true copy of the foregoing PETITIONER'S MOTION FOR FOUR MONTH OF EXTENSION OF ALL DEADLINES was served via email, per agreement of the parties as follows:

Paul Loving, Esq.
paulloving@gmail.com

Executed on October 4, 2013.

/Daniel S. Polley/
Daniel S. Polley, Reg. No. 34,902